

**UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON**

KEVIN SCHMID and JANIE RAE  
SCHMID, husband and wife, and the marital  
community composed thereof,

Plaintiffs,

v.

STATE FARM FIRE and CASUALTY  
COMPANY, an Illinois corporation, STATE  
FARM MUTUAL AUTOMOBILE  
INSURANCE COMPANY, an Illinois  
corporation, KEVIN HANSON, and BRIAN  
LAW,,

Defendants.

**Case No. C04-5902**

**ORDER:**

**GRANTING PLAINTIFFS' MOTION TO  
REMAND ; and**

**STRIKING DEFENDANTS' MOTION  
TO DISMISS**

THIS MATTER comes before the court on Plaintiff's Motion to Remand the above captioned matter to the Superior Court of the State of Washington in and for Pierce County under cause number 05-2-03901-4.

The court has considered all materials submitted in support of and in response to said motion as well as the files and records herein.

IT IS HEREBY ORDERED AS FOLLOWS:

1. The above captioned cause is remanded to the Superior Court of the State of Washington in and for the County of Pierce under that court's cause number 05-2-03901-4.

2. Defendant's pending motion to dismiss filed March 28, 2005 and noted for hearing April 22, 2005, is hereby dismissed without prejudice as moot.

April 6, 2005

/s/ J. Kelley Arnold  
United States Magistrate Judge

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